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IN THE UNITED STATES PATENT OFFICE

CUSTOMER NO. 23607

**Application** 09/593,691  
**Serial No.:**

**Our Ref:** PT1443001

**Applicants:** George Wu  
Paul Y. Tam  
Ian W. French

**Agent:** IVOR M. HUGHES  
Suite 200  
175 Commerce Valley Drive W.  
Thornhill, Ontario L3T 7P6  
Canada

**Title:** BIOCOMPATIBLE AQUEOUS SOLUTION FOR USE IN CONTINUOUS  
AMBULATORY PERITONEAL DIALYSIS

**Inventors:** George Wu  
Paul Y. Tam  
Ian W. French

**Group Art** 1617  
**Unit:**

**Examiner:** Shengjun Wang

**Due Date:** February 19, 2004

May 17, 2004

The Commissioner of Patents  
UNITED STATES PATENT OFFICE  
2011 South Clark Place  
Customer Window, Mail Stop Patent Application  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202  
U.S.A.

Dear Sir:

Applicants hereby file a Notice of Appeal under 37 CFR 1.191(a) in respect of the present application. Applicants enclose a completed form PTO/SB/31, together with a cheque in the amount of U.S. \$165.00, the fee set forth in 37 CFR 1.17(b) payable for such submission for a small entity. If there is any deficiency or surplusage of the fees enclosed for the Notice of Appeal, please obtain any such deficiency or credit the surplusage to Deposit Account 08-3255 and advise Applicants' Agent.

Applicants also enclose a stamped, self-addressed verification card which they request that you kindly acknowledge and return to this office at the earliest opportunity.

Respectfully submitted,

IVOR M. HUGHES

A handwritten signature in black ink, appearing to read "Kitt Sinden", written over the printed name.

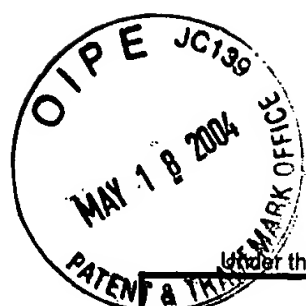
Kitt Sinden

Registration No. 50,188

WKS/jf

Enclosures

1. Notice of Appeal Form PTO/SB/31.
2. Cheque in the amount of U.S. \$165.00.
3. Stamped, self-addressed verification card.



PTO/SB/31 (08-03)  
Approved for use through 07/31/2006. OMB 0651-0031  
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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

PT1443001

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on \_\_\_\_\_

Signature \_\_\_\_\_

Typed or printed  
name \_\_\_\_\_

In re Application of

Wu, et al.

Application Number  
09/593,691

Filed

June 15, 2000

For Biocompatible Aqueous Solution ...

Art Unit  
1617

Examiner  
Shengjun Wang

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 165.00

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-3255. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

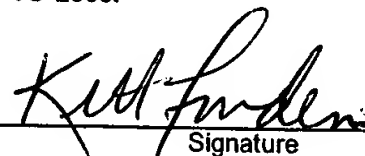
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record.  
Registration number 50,188

☐ attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

  
Signature

Kitt Sinden

Typed or printed name

905-771-6414

Telephone number

May 17, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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